

DECLARATION AND POWER OF ATTORNEY
FOR PATENT APPLICATION

As the below named inventors, we hereby declare that:

Our residences, post office addresses and citizenship are as stated below next to our names,

We believe we are the original, first and joint inventors of the subject matter which is claimed and for which a patent is sought on the invention entitled SELF-EXPANDING STENT WITH ENHANCED DELIVERY PRECISION AND STENT DELIVERY SYSTEM, the specification of which (check one)

___ is attached hereto

X was filed on January 31, 2000

Application Serial No. 09/495,395

and was amended on (or amended through _____)

(if applicable)

We hereby state that we have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment(s) referred to above.

This application in part discloses and claims subject matter disclosed in our earlier-filed pending application, Serial No. 09/313,780, filed May 17, 1999.

We acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, Sec. 1.56.

We hereby claim foreign priority benefits under Title 35, United States Code, Sec. 119 (a)-(d) of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s)			Priority Claimed
<u>Number</u>	<u>Country</u>	<u>Day/Month/Year filed</u>	<u>Yes</u> <u>No</u>
None			

We hereby claim the benefit under Title 35, United States Code, Sec. 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, Sec. 112, we acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, Sec. 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application.

<u>Appln. Serial No.</u>	<u>Filing Date</u>	<u>Status (patented, pending, abandoned)</u>
09/313,780	May 17, 1999	Pending

We hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

We hereby appoint the following attorneys to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

EARL A. BRIGHT II, Registration No. 37,045; THOMAS A HASSING, Registration No. 36,159; TIM L. KITCHEN, Registration 41,900; PHILIP S. YIP, Registration 37,265; RICHARD A. BARDIN, Registration No. 20,365; GILBERT G. KOVELMAN; Registration No. 19,552; JOHN S. NAGY, Registration No. 30,664; THOMAS H. MAJCHER, Registration No. 31,119; THOMAS A. RUNK, Registration No. 30,679; RONALD E. PEREZ, Registration No. 36,891; PAMELA G. MAHER, Registration No. 40,712; JOHN V. HANLEY, Registration No. 38,171; JOHN K. FITZGERALD, Registration No. 38,881; and PAUL Y. FENG, Registration No. 35,510.

Please direct all telephone calls to Thomas H. Majcher at telephone number (310) 824-5555.

Address all correspondence to:

FULWIDER PATTON LEE & UTECHT, LLP
10877 Wilshire Boulevard
Tenth Floor
Los Angeles, California 90024

Full name of first inventor: Daniel L. Cox

Inventor's signature: _____

Date: _____, 2000

Residence: Palo Alto, California

Citizenship: USA

Post Office Address: 191 Washington Avenue, Palo Alto, California 94301

Full name of second inventor: Matthew J. Fitz

Inventor's signature: 

Date: March 7, 2000

Residence: Sunnyvale, California

Citizenship: USA

Post Office Address: 1239 P Henderson Avenue, Sunnyvale, California 94086

Full name of third inventor: William James Harrison

Inventor's signature: _____

Date: _____, 2000

Residence: Temecula, California

Citizenship: USA

Post Office Address: 32257 Cour Meyney, Temecula, California 92591

Full name of fourth inventor: Michael D. Schultz

Inventor's signature: _____

Date: _____, 2000

Residence: Santa Cruz, California

Citizenship: USA

Post Office Address: 546 - 37th Avenue, Santa Cruz, California 95062

Full name of fifth inventor: Joseph A. Ventura

Inventor's signature: _____

Date: _____, 2000

Residence: San Jose, California 95117

Citizenship: USA

Post Office Address: 3730 Moorpark Avenue, #30, San Jose, California 95117

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Full name of second inventor: Matthew J. Fitz

Inventor's signature: _____


Date: _____, 2000

Residence: Sunnyvale, California

Citizenship: USA

Post Office Address: 1239 P Henderson Avenue, Sunnyvale, California 94086

Full name of third inventor: William James Harrison

Inventor's signature:  _____

Date: 3-9, 2000

Residence: Temecula, California

Citizenship: USA

Post Office Address: 32257 Cour Meyney, Temecula, California 92591

Full name of fourth inventor: Michael D. Schultz

Inventor's signature: _____

Date: _____, 2000

Residence: Santa Cruz, California

Citizenship: USA

Post Office Address: 546 - 37th Avenue, Santa Cruz, California 95062

Full name of fifth inventor: Joseph A. Ventura

Inventor's signature: _____

Date: _____, 2000

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Date: _____, 2000

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Residence: Temecula, California

Citizenship: USA

Post Office Address: 32257 Cour Meyney, Temecula, California 92591

Full name of fourth inventor: Michael D. Schultz

Inventor's signature: Michael D. Schultz

Date: 3/6, 2000

Residence: Santa Cruz, California

Citizenship: USA

Post Office Address: 546 - 37th Avenue, Santa Cruz, California 95062

Full name of fifth inventor: Joseph A. Ventura

Inventor's signature: 

Date: MARCH 6, 2000

Residence: San Jose, California 95117

Citizenship: USA

Post Office Address: 3730 Moorpark Avenue, #30, San Jose, California 95117

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10877 Wilshire Boulevard
Tenth Floor
Los Angeles, California 90024

Full name of first inventor: Daniel L. Cox

Inventor's signature: 

Date: March 3, 2000

Residence: Palo Alto, California

Citizenship: USA

Post Office Address: 191 Washington Avenue, Palo Alto, California 94301

Full name of second inventor: Matthew J. Fitz

Inventor's signature: _____

Date: _____, 2000

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Full name of fourth inventor: Michael D. Schultz

Inventor's signature: _____

Date: _____, 2000

Residence: Santa Cruz, California

Citizenship: USA

Post Office Address: 546 - 37th Avenue, Santa Cruz, California 95062

Full name of fifth inventor: Joseph A. Ventura

Inventor's signature: _____

Date: _____, 2000

Residence: San Jose, California 95117

Citizenship: USA

Post Office Address: 3730 Moorpark Avenue, #30, San Jose, California 95117

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JUN 26 2000

FULWIDER PATTON LEE & UTECHT, LLP
LOS ANGELES PTAS



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office

ASSISTANT SECRETARY AND COMMISSIONER
OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

JUNE 12, 2000

FULWIDER PATTON LEE & UTECHT, LLP
THOMAS H. MAJCHER
10877 WILSHIRE BOULEVARD
CENTER WEST BUILDING, TENTH FLOOR
LOS ANGELES CA 90024



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ACS 53647

UNITED STATES PATENT AND TRADEMARK OFFICE
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 03/15/2000

REEL/FRAME: 010686/0983
NUMBER OF PAGES: 12

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:

COX, DANIEL L.

DOC DATE: 03/03/2000

ASSIGNOR:

FITZ, MATTHEW J.

DOC DATE: 03/07/2000

ASSIGNOR:

HARRISON, WILLIAM JAMES

DOC DATE: 03/09/2000

ASSIGNOR:

SCHULTZ, MICHAEL D.

DOC DATE: 03/07/2000

ASSIGNOR:

VENTURA, JOSEPH A.

DOC DATE: 03/06/2000

ASSIGNEE:

ADVANCED CARDIOVASCULAR SYSTEMS,
INC.
3200 LAKESIDE DRIVE
SANTA CLARA, CALIFORNIA 95054-2807

010686/0983 PAGE 2

SERIAL NUMBER: 09495395
PATENT NUMBER:

FILING DATE: 01/31/2000
ISSUE DATE:

STEVEN POST, EXAMINER
ASSIGNMENT DIVISION
OFFICE OF PUBLIC RECORDS

ASSIGNMENT

This Assignment made by Daniel L. Cox of Palo Alto, California; Matthew J. Fitz of Sunnyvale, California; William James Harrison of Temecula, California; Michael D. Schultz of Santa Cruz, California; and Joseph A. Ventura of San Jose, California, Assignors, to ADVANCED CARDIOVASCULAR SYSTEMS, INC., a California corporation, Assignee, having a place of business at 3200 Lakeside Drive, Santa Clara, California 95054-8167.

WHEREAS, Assignors have invented a new and useful SELF-EXPANDING STENT WITH ENHANCED DELIVERY PRECISION AND STENT DELIVERY SYSTEM, for which an application for United States Letters Patent was filed on January 31, 2000 as Serial No. 09/495,395, said application being a continuation-in-part of Serial No. 09/313,780 filed May 17, 1999; and

WHEREAS, Assignors believe themselves to be the original, first and joint inventors of the invention disclosed and claimed in said continuation-in-part application for Letters Patent; and

WHEREAS, Assignee desires to acquire by formal, recordable assignment the entire right, title and interest in and to said invention, said continuation-in-part application Serial No. 09/495,395, and any Letters Patent that may be granted for said invention in the United States and throughout the world;

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Assignors hereby sell, assign and transfer to Assignee, the entire right, title and interest in and to said invention, said continuation-in-part

application Serial No. 09/495,395, and any Letters Patent that may be granted for said invention in the United States and throughout the world, including the right to file foreign applications directly in the name of the Assignee and to claim for any such foreign applications any priority rights to which such applications are entitled under international conventions, treaties or otherwise.

— Further, Assignors agree that, upon request and without further compensation, but at no expense to Assignors, them and their legal representative(s) and assigns will do all lawful acts, including the execution of papers and the giving of testimony, that may be necessary or desirable for obtaining, sustaining, reissuing or enforcing Letters Patent in the United States and throughout the world for said invention, and for perfecting, recording or maintaining the title of Assignee, its successors and assigns, to said invention, said continuation-in-part application Serial No. 09/495,395, and any Letters Patent granted for said invention in the United States and throughout the world.

Assignors represent and warrant that they have not granted and will not grant to others any rights inconsistent with the rights granted herein.

Assignors authorize and request the Commissioner of Patents and Trademarks of the United States and of all foreign countries to issue any Letters Patent granted for said invention, whether on said application or on any subsequently filed division, continuation, continuation-in-part or reissue application, to Assignee, its successors and assigns, as the assignee of the entire interest in said invention.

IN WITNESS WHEREOF, Assignors have executed this Assignment on the date
written herein below.

Assignors:

Date: _____, 2000

Daniel L. Cox

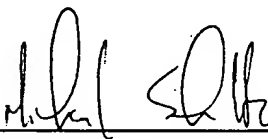
Date: _____, 2000

Matthew J. Fitz

Date: _____, 2000


William James Harrison

Date: MARCH 7, 2000



Michael D. Schultz

Date: MARCH 6, 2000



Joseph A. Ventura

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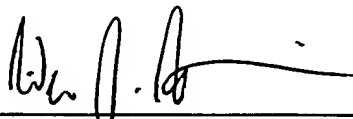
Date: _____, 2000

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Date: _____, 2000

Matthew J. Fitz

Date: 3-9, 2000



William James Harrison

Date: _____, 2000

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Date: _____, 2000

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WHEREAS, Assignee desires to acquire by formal, recordable assignment the entire right, title and interest in and to said invention, said continuation-in-part application Serial No. 09/495,395, and any Letters Patent that may be granted for said invention in the United States and throughout the world;

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Assignors hereby sell, assign and transfer to Assignee, the entire right, title and interest in and to said invention, said continuation-in-part

application Serial No. 09/495,395, and any Letters Patent that may be granted for said invention in the United States and throughout the world, including the right to file foreign applications directly in the name of the Assignee and to claim for any such foreign applications any priority rights to which such applications are entitled under international conventions, treaties or otherwise.

— Further, Assignors agree that, upon request and without further compensation, but at no expense to Assignors, them and their legal representative(s) and assigns will do all lawful acts, including the execution of papers and the giving of testimony, that may be necessary or desirable for obtaining, sustaining, reissuing or enforcing Letters Patent in the United States and throughout the world for said invention, and for perfecting, recording or maintaining the title of Assignee, its successors and assigns, to said invention, said continuation-in-part application Serial No. 09/495,395, and any Letters Patent granted for said invention in the United States and throughout the world.

Assignors represent and warrant that they have not granted and will not grant to others any rights inconsistent with the rights granted herein.

Assignors authorize and request the Commissioner of Patents and Trademarks of the United States and of all foreign countries to issue any Letters Patent granted for said invention, whether on said application or on any subsequently filed division, continuation, continuation-in-part or reissue application, to Assignee, its successors and assigns, as the assignee of the entire interest in said invention.

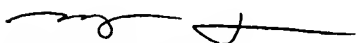
IN WITNESS WHEREOF, Assignors have executed this Assignment on the date
written herein below.

Assignors:

Date: _____, 2000

Daniel L. Cox

Date: March 7, 2000



Matthew J. Fitz

Date: _____, 2000

William James Harrison

Date: _____, 2000

Michael D. Schultz

Date: _____, 2000

Joseph A. Ventura

ASSIGNMENT

This Assignment made by Daniel L. Cox of Palo Alto, California; Matthew J. Fitz of Sunnyvale, California; William James Harrison of Temecula, California; Michael D. Schultz of Santa Cruz, California; and Joseph A. Ventura of San Jose, California, Assignors, to ADVANCED CARDIOVASCULAR SYSTEMS, INC., a California corporation, Assignee, having a place of business at 3200 Lakeside Drive, Santa Clara, California 95054-8167.

WHEREAS, Assignors have invented a new and useful SELF-EXPANDING STENT WITH ENHANCED DELIVERY PRECISION AND STENT DELIVERY SYSTEM, for which an application for United States Letters Patent was filed on January 31, 2000 as Serial No. 09/495,395, said application being a continuation-in-part of Serial No. 09/313,780 filed May 17, 1999; and

WHEREAS, Assignors believe themselves to be the original, first and joint inventors of the invention disclosed and claimed in said continuation-in-part application for Letters Patent; and

WHEREAS, Assignee desires to acquire by formal, recordable assignment the entire right, title and interest in and to said invention, said continuation-in-part application Serial No. 09/495,395, and any Letters Patent that may be granted for said invention in the United States and throughout the world;

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Assignors hereby sell, assign and transfer to Assignee, the entire right, title and interest in and to said invention, said continuation-in-part

application Serial No. 09/495,395, and any Letters Patent that may be granted for said invention in the United States and throughout the world, including the right to file foreign applications directly in the name of the Assignee and to claim for any such foreign applications any priority rights to which such applications are entitled under international conventions, treaties or otherwise.

--- Further, Assignors agree that, upon request and without further compensation, but at no expense to Assignors, them and their legal representative(s) and assigns will do all lawful acts, including the execution of papers and the giving of testimony, that may be necessary or desirable for obtaining, sustaining, reissuing or enforcing Letters Patent in the United States and throughout the world for said invention, and for perfecting, recording or maintaining the title of Assignee, its successors and assigns, to said invention, said continuation-in-part application Serial No. 09/495,395, and any Letters Patent granted for said invention in the United States and throughout the world.

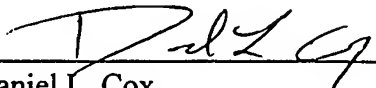
Assignors represent and warrant that they have not granted and will not grant to others any rights inconsistent with the rights granted herein.

Assignors authorize and request the Commissioner of Patents and Trademarks of the United States and of all foreign countries to issue any Letters Patent granted for said invention, whether on said application or on any subsequently filed division, continuation, continuation-in-part or reissue application, to Assignee, its successors and assigns, as the assignee of the entire interest in said invention.

IN WITNESS WHEREOF, Assignors have executed this Assignment on the date
written herein below.

Assignors:

Date: March 3, 2000


Daniel L. Cox

Date: _____, 2000

Matthew J. Fitz

Date: _____, 2000

William James Harrison

Date: _____, 2000

Michael D. Schultz

Date: _____, 2000

Joseph A. Ventura